

STEPTOE & JOHNSON LLP
ATTORNEYS AT LAW

226048

David H. Coburn
202.429.8063
dcoburn@steptoe.com

1330 Connecticut Avenue, NW
Washington, DC 20036-1795
Tel 202.429.3000
Fax 202.429.3902
steptoe.com

November 23, 2009

Ms. Cynthia Brown
Chief, Section of Administration,
Office of Proceedings
Surface Transportation Board
395 E Street, S.W.
Washington, DC 20423

ENTERED
Office of Proceedings

NOV 23 2009

Part of
Public Record

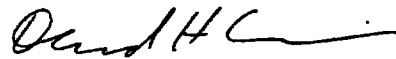
**Re: Finance Docket No. 35319, Old Augusta Railroad, LLC—Lease and
Operation Exemption—KM Railways, LLC**

Dear Ms. Brown:

We are supplementing the November 18, 2009 Verified Notice of Exemption in Finance Docket No. 35319 to advise the Board that the projected annual revenues of the Old Augusta Railroad, LLC, including for the line to be leased and operated, will not exceed \$5 million. Therefore, the notice provisions contained in 49 C.F.R. § 1150.42(e) do not apply.

Please let us know if you have any questions.

Sincerely,



David H. Coburn
Attorney for Old Augusta Railroad, LLC